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Attorneys for Intervenor HATHAWAY DINWIDDIE  
CONSTRUCTION COMPANY

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

VALLEY FORGE INSURANCE  
COMPANY, a corporation

Plaintiff,

v.

ZURICH AMERICAN INSURANCE  
COMPANY and DOES 1 through 10,

Defendants.

HATHAWAY DINWIDDIE  
CONSTRUCTION COMPANY

Plaintiff Intervenor

v.

VALLEY FORGE INSURANCE  
COMPANY, a corporation;

Defendant in Intervention

Case No. 4:09-cv-02007-SBA

**REVISED ORDER GRANTING  
AMENDED MOTION TO INTERVENE  
AS A PARTY PLAINTIFF AGAINST  
PLAINTIFF VALLEY FORGE  
INSURANCE COMPANY**

Date: January 26, 2010  
Time: 1:00 p.m.

Complaint Filed: 04/08/2009  
[TRIAL: NOT SET]

A hearing having been held on January 26, 2010, at 1:00 p.m, on Hathaway Dinwiddie Construction Company's ("Hathaway Dinwiddie") amended motion for an order permitting Hathaway Dinwiddie to intervene as a plaintiff in this action against Valley Forge Insurance Company pursuant to Federal Rules of Civil Procedure 24(a) and (b), and it appearing to the Court that the intervention of Hathaway Dinwiddie is appropriate under Federal Rules of Civil


Procedure 24(a) and (b) and will not unduly delay or prejudice the adjudication of the rights of the original parties, it is

**ORDERED** that:

1. Hathaway Dinwiddie Construction Company's amended motion for an order permitting it to intervene as of right pursuant to Federal Rules of Civil Procedure 24(a) is granted.
2. Hathaway Dinwiddie Construction Company's amended motion for an order permitting it to intervene permissively pursuant to Federal Rules of Civil Procedure 24(b) is granted.
3. Hathaway Dinwiddie shall serve a copy of the complaint in intervention on all parties on or before 15 days from the date of entry of this order.
4. Plaintiff and Defendant in Intervention Valley Forge Insurance Company shall answer Hathaway Dinwiddie's complaint on or before 30 days from the service of the complaint in intervention.

Dated: 2/11/10

By: \_\_\_\_\_

  
Sandra B. Armstrong  
United States District Judge